

# Senate File 167 - Introduced

SENATE FILE \_\_\_\_\_  
BY DANIELSON

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

## A BILL FOR

1 An Act concerning food allergies and the prevention of  
2 life-threatening incidents in schools.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
4 TLSB 2074SS 82  
5 ak/gg/14

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1 1 Section 1. NEW SECTION. 280.16A FOOD ALLERGY PLAN.  
1 2 1. Not later than January 1, 2008, the department of  
1 3 education, in cooperation with the department of public  
1 4 health, shall adopt rules for each school district for the  
1 5 management of students with life-threatening food allergies.  
1 6 The rules shall include but are not limited to the following:  
1 7 a. Education and training requirements for school  
1 8 personnel about the management of students with  
1 9 life-threatening food allergies.  
1 10 b. Training requirements related to the administration of  
1 11 food allergy-related medication, including medication with an  
1 12 automatic prefilled cartridge injector or similar automatic  
1 13 injectable equipment used to deliver epinephrine in a standard  
1 14 dose for emergency first aid response to allergic reactions.  
1 15 c. Procedures for responding to life-threatening allergic  
1 16 reactions to food.  
1 17 d. A process for the development of individualized health  
1 18 care and food allergy action plans for every student with a  
1 19 life-threatening food allergy.  
1 20 e. Protocols to prevent exposure to food allergens.  
1 21 2. Not later than July 1, 2008, each school district shall  
1 22 implement a plan based on the rules developed pursuant to this  
1 23 section for the management of students with life-threatening  
1 24 food allergies enrolled in the schools under its jurisdiction.  
1 25 Sec. 2. IMPLEMENTATION OF ACT. Section 25B.2, subsection  
1 26 3, shall not apply to this Act.

### EXPLANATION

1 28 This bill requires that the department of education, in  
1 29 cooperation with the department of public health, develop  
1 30 rules for school districts about the management of students  
1 31 with life-threatening food allergies by January 1, 2008.  
1 32 The bill requires the rules to include all of the  
1 33 following: education and training requirements for school  
1 34 personnel about the management of students with  
1 35 life-threatening food allergies; training requirements related  
2 1 to the administering of food allergy-related medication,  
2 2 including epinephrine to a student during an emergency  
2 3 situation; procedures for responding to a life-threatening  
2 4 allergic reaction to food; a process for developing individual  
2 5 health care and an action plan for students with  
2 6 life-threatening food allergies; and protocols to prevent  
2 7 exposure to food allergens.  
2 8 The bill requires that school districts implement the rules  
2 9 by July 1, 2008.  
2 10 The bill may include a state mandate as defined in Code  
2 11 section 25B.3. The bill makes inapplicable Code section  
2 12 25B.2, subsection 3, which would relieve a political  
2 13 subdivision from complying with a state mandate if funding for  
2 14 the cost of the state mandate is not provided or specified.  
2 15 Therefore, political subdivisions are required to comply with  
2 16 any state mandate included in the bill.  
2 17 LSB 2074SS 82  
2 18 ak:nh/gg/14